

117TH CONGRESS
2D SESSION

S. 3940

To amend the Public Health Service Act to authorize the Assistant Secretary for Mental Health and Substance Use to award grants, contracts, and cooperative agreements for planning, establishing, or administering programs to prevent and address the misuse of opioids, related drugs, and other drugs commonly used in pain management or injury recovery, as well as the co-use of one or more such drugs with other substances, by students and student athletes, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 28, 2022

Mrs. SHAHEEN (for herself and Ms. HASSAN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Public Health Service Act to authorize the Assistant Secretary for Mental Health and Substance Use to award grants, contracts, and cooperative agreements for planning, establishing, or administering programs to prevent and address the misuse of opioids, related drugs, and other drugs commonly used in pain management or injury recovery, as well as the co-use of one or more such drugs with other substances, by students and student athletes, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Student and Student
3 Athlete Opioid Misuse Prevention Act”.

4 **SEC. 2. GRANTS FOR OPIOID MISUSE PREVENTION.**

5 Part A of title V of the Public Health Service Act
6 (42 U.S.C. 290aa et seq.) is amended by adding at the
7 end the following:

8 **“SEC. 506B. GRANTS FOR STUDENT AND STUDENT ATHLETE**
9 **OPIOID MISUSE PREVENTION.**

10 “(a) IN GENERAL.—The Assistant Secretary, in con-
11 sultation with the Secretary of Education, may award
12 grants, contracts, and cooperative agreements to eligible
13 entities for planning, establishing, or administering pro-
14 grams to prevent and address the misuse of opioids, re-
15 lated drugs, and other drugs commonly used in pain man-
16 agement or injury recovery, as well as the co-use of one
17 or more such drugs with other substances, by students and
18 student athletes.

19 “(b) ELIGIBILITY.—To be eligible to receive a grant
20 under this section, an entity shall be—

21 “(1) a State or other public entity;

22 “(2) a nonprofit organization; or

23 “(3) a drug-free community coalition.

24 “(c) USE OF FUNDS.—Amounts received through an
25 award under this section may be used for any of the fol-
26 lowing:

1 “(1) Carrying out one or more school-based
2 programs concerning the dangers of the misuse of,
3 and addiction to, opioids, related drugs, and other
4 drugs commonly used in pain management or injury
5 recovery, as well as the co-use of one or more such
6 drugs with other substances, which programs may
7 include—

8 “(A) initiatives that give students the re-
9 sponsibility to create their own anti-drug abuse
10 education programs;

11 “(B) school-based programs that are fo-
12 cused on school districts with high or increasing
13 rates of misuse of, and addiction to, opioids,
14 and targeted at populations that are most at
15 risk to start misusing such drugs, including
16 schools that do not have a certified athletic
17 trainer on staff; and

18 “(C) school-based prevention programs
19 that are focused on student athletes and the
20 risk of misuse of, and addiction to, opioids, as
21 well as the co-use of opioids with other sub-
22 stances, as part of injury recovery and pain
23 management.

24 “(2) Carrying out community-based misuse and
25 addiction prevention programs relating to opioids,

1 related drugs, and other drugs commonly used in
2 pain management or injury recovery, as well as the
3 co-use of one or more such drugs with other sub-
4 stances, which programs may include—

5 “(A) such programs through youth sports
6 organizations;

7 “(B) community-based prevention pro-
8 grams that are focused on populations within
9 the community that are most at risk for misuse
10 of, and addiction to, opioids; and

11 “(C) community-based programs that are
12 focused on youth athletes and the risk of mis-
13 use of, and addiction to, opioids, as well as the
14 co-use of opioids with other substances, as part
15 of injury recovery and pain management.

16 “(3) Engaging youth, high school, or collegiate
17 athletic and recreation programs and associations
18 concerning the dangers of the misuse of, and addic-
19 tion to, opioids, related drugs, and other drugs com-
20 monly used in pain management or injury recovery,
21 as well as the co-use of one or more such drugs with
22 other substances, which may include—

23 “(A) initiatives that give student athletes
24 the responsibility to create their own anti-drug
25 abuse education programs for their schools; and

1 “(B) collegiate-based programs that are fo-
2 cused on collegiate athletes, including club
3 sports and recreation sports, and the risk for
4 misuse of, and addiction to, opioids, as well as
5 the co-use of opioids with other substances, as
6 part of injury recovery and pain management.

7 “(4) Assisting local government entities to con-
8 duct appropriate prevention activities relating to
9 youth and the risk for misuse of, and addiction to,
10 opioids, as well as the co-use of opioids with other
11 substances, as part of injury recovery and pain man-
12 agement.

13 “(5) Training and educating State and local of-
14 ficials, youth athletics organizers, school administra-
15 tors and staff, teachers, athletic directors, athletic
16 trainers, coaches, collegiate administrators, directors
17 of campus recreation, and campus-based medical
18 providers, on the signs of misuse of opioids and the
19 options for treatment, including holistic and com-
20 prehensive pain management solutions, and preven-
21 tion of such misuse.

22 “(d) EVALUATION; REPORTING.—

23 “(1) IN GENERAL.—The Assistant Secretary, in
24 consultation with the heads of other relevant Federal
25 agencies, shall—

1 “(A) conduct or support periodic evalua-
 2 tions of the programs funded under this section
 3 and other effective programs to prevent and ad-
 4 dress misuse of, and addiction to, opioids, re-
 5 lated drugs, and other drugs commonly used for
 6 pain management and injury recovery; and

7 “(B) develop strategies for disseminating
 8 information about and implementing such pro-
 9 grams.

10 “(2) ANNUAL REPORT.—The Assistant Sec-
 11 retary shall annually submit to the Committee on
 12 Energy and Commerce, the Committee on the Judi-
 13 ciary, and the Committee on Appropriations of the
 14 House of Representatives, and the Committee on
 15 Health, Education, Labor, and Pensions, the Com-
 16 mittee on the Judiciary, and the Committee on Ap-
 17 propriations of the Senate, a report on the programs
 18 evaluated under paragraph (1)(A) and the strategies
 19 developed under paragraph (1)(B).

20 “(e) DEFINITION.—In this section the term ‘drug-
 21 free community coalition’ means a community-based coali-
 22 tion that is a current or former recipient of a grant under
 23 section 1032 of the Anti-Drug Abuse Act of 1988.

24 “(f) AUTHORIZATION OF APPROPRIATIONS.—

1 “(1) IN GENERAL.—To carry out this section,
2 there are authorized to be appropriated—

3 “(A) \$10,000,000 for fiscal year 2023; and

4 “(B) such sums as may be necessary for
5 each succeeding fiscal year.

6 “(2) ALLOCATION.—Of the amount authorized
7 to be appropriated by paragraph (1) for a fiscal
8 year, not more than \$500,000 shall (subject to the
9 availability of appropriations) be used to carry out
10 subsection (d).”.

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